

OCT 09 2020

1 STEVEN D. CRIBB, SB #206232
ATTORNEY AT LAW
2 700 Leisure Lane
Sacramento, California 95815
3 Tel: (916) 929-0130
Fax: (916) 929-4890

4 Attorney for Plaintiff
5
6
7
8

9 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF VENTURA
10 UNLIMITED CIVIL CASE

11	NORTHERN CALIFORNIA COLLECTION)	CASE NO.
	SERVICE, INC.)	
12)	
	Plaintiff,)	
13)	
	VS.)	COMPLAINT/OPEN BOOK MONIES DUE
14)	
	RAYNER SPENCER AS AN INDIVIDUAL)	
15	AND DBA RAYNER SPENCER)	
	CONSTRUCTION,)	\$53,705.66 PRINCIPAL
16	DOES ONE THROUGH TEN)	
)	
17)	
	Defendant(s),)	
18)	

19 AS AND FOR A FIRST AND SEPARATE CAUSE OF ACTION AGAINST ALL
20 DEFENDANTS, PLAINTIFF COMPLAINS AND ALLEGES:
21

22 1

23 That NORTHERN CALIFORNIA COLLECTION SERVICE, INC. is, and at
24 all times mentioned herein, a corporation organized and existing
25 under and by virtue of the laws of the State of California.

26 2

27 That, RAYNER SPENCER AS AN INDIVIDUAL AND DBA RAYNER SPENCER
28 CONSTRUCTION, is, and at all times mentioned herein, an individual.

1
2 That the true named or capacities, whether corporate,
3 associate or otherwise of defendants named herein as DOES ONE
4 through TEN are unknown to plaintiff who therefore will amend this
5 complaint to show their true names and capacities when the same
6 have been ascertained.

7
8 That within four years last past the defendants, and each of
9 them, became indebted to plaintiff's assignor, State Compensation
10 Insurance Fund, upon an open book account for insurance premiums
11 for the period of August 4, 2016 to August 4, 2018 for Policy No.
12 9065299, in the sum of \$53,705.66 principal, and interest from May
13 29, 2019, to the entry of judgment, at the rate of ten percent
14 (10%) per annum, or \$14.71 per day, which said defendants, and each
15 of them, promised and agreed to pay.

16
17 That no part of said sum has been paid.

18
19 That prior to the commencement of this action, plaintiff's
20 assignor assigned such right, title and interest in and to said
21 account, as necessary for collection purposes, to plaintiff herein,
22 who is now the owner and holder thereof for purposes of collection
23 only.

24
25 That plaintiff is entitled to attorney's fees in the amount of
26 \$0.00, which is the lesser of the amount allowed under the book
27 account statute, Civil Code Section 1717.5, or under this Court's
28 Local Rules.

1 AS AND FOR A SECOND CAUSE OF ACTION AGAINST ALL DEFENDANTS
2 PLAINTIFF COMPLAINS AND ALLEGES

3 8

4 Plaintiff refers to paragraphs 1, 2, 3, and 6 of plaintiff's
5 first cause of action and by such reference incorporates the same
6 as though fully set forth herein.

7 9


8 That within four years last past an account was stated by and
9 between plaintiff's assignor, State Compensation Insurance Fund,
10 and defendants, and each of them, wherein and whereby it was agreed
11 that defendants, and each of them, were indebted to the plaintiff's
12 assignor, in the sum of \$53,705.66 principal, and interest from May
13 29, 2019, to the entry of judgment, at the rate of ten percent
14 (10%) per annum, or \$14.71 per day, which said defendants, and each
15 of them, promised and agreed to pay.

16 10

17 That no part of said sum has been paid.

18 WHEREFORE, plaintiff prays for judgment against said
19 defendant(s) and each of them as follows: \$53,705.66 principal;
20 plus interest from May 29, 2019, to the entry of judgment, at the
21 rate of ten percent (10%) per annum, or \$14.71 per day; plus \$0.00
22 statutory attorney's fees; plus costs of suit incurred herein and
23 for any other such relief as the Court may deem proper and just.

24 Dated: October 5, 2020

25 
26 Steven D. Cribb
27 Attorney at Law
28